



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : Cook, et al.  
 FOR : **CAN END CONVERSION SYSTEM**  
 SERIAL NO. : 10/691,446  
 FILED : October 22, 2003  
 ART UNIT : Unknown  
 LAST OFFICE ACTION : January 23, 2004  
 ATTORNEY DOCKET NO. : DSGZ 2 00026 (DSG 022 P2)

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
 OF APPLICATION UNDER 37 CFR 1.63 AND REQUEST FOR EXTENSION OF TIME**

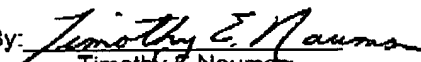
Assistant Commissioner for Patents  
 Washington, D. C. 20231  
**OFFICE OF INITIAL PATENT EXAMINATION (OIPE)**

Dear Sir:

Responsive to the Notice to File Missing Parts mailed January, 23, 2004 on the above-captioned patent application, a "Declaration For Patent Application" is enclosed herewith. The enclosed Declaration has been duly executed by the inventors identified in those papers originally filed with the application. A copy of the Notice is also enclosed. Applicant is entitled to small entity status.

**CERTIFICATE OF TRANSMISSION BY FACSIMILE**

I hereby certify that this **RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR 1.63 and REQUEST FOR EXTENSION OF TIME** in connection with U.S. Application Serial No. 10/691,446 is being transmitted by facsimile to the U.S. Patent & Trademark Office fax No. (703) 746-4060 on July 22, 2004.

By:   
 Timothy E. Nauman

- 2 -

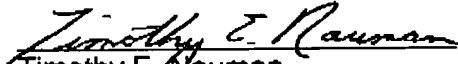
The Patent and Trademark Office is authorized to charge Deposit Account No. 06-0308 in the amount of four-hundred, eighty dollars (\$493.00) to cover the filing fee for the application (small entity/basic fee (\$385.00), additional claim fees (\$43.00)) and the surcharge required under 37 CFR 1.16(e) for filing the Declaration later than the filing date of the application itself (\$65.00).

Applicant hereby requests a four (4) month extension of time to respond (extending the Response Date from March 23, 2004 to July 23, 2004). The fee of \$740.00 associated with this extension request is to be charged to Deposit Account No. 06-0308.

Although no other fees are believed necessary, the Patent and Trademark Office is authorized to charge any deficiency or credit any overpayment to Deposit Account No. 06-0308.

The foregoing submissions are believed to meet the requirements of the Notice to File Missing Parts, and the applicant awaits further action on the application from the Patent and Trademark Office.

Respectfully submitted,  
FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP

  
Timothy E. Nauman  
Reg. No. 32,283  
1100 Superior Avenue, Seventh Floor  
Cleveland, Ohio 4411-2518  
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**FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP**  
**1100 SUPERIOR AVENUE, SUITE 700**  
**CLEVELAND, OHIO 44114-2518**  
**(216) 861-5582**

**DATE:** July 22, 2004

**TO:** **U.S. Patent and Trademark Office**

**ATTENTION:** **OIPE**

**FACSIMILE NO.:** 1 (703) 746-4060

**FROM:** Timothy E. Nauman, Reg. No. 32,283

**RE:** U.S. Patent Application Serial No. 10/691,446, filed October 22, 2003  
Applicant: Cook, et al.  
For: **CAN END CONVERSION SYSTEM**  
Our Reference: DSGZ 2 00026

Total number of pages (including this cover sheet): 8

Please call us immediately at (216) 861-5582 if the telecopy you receive is incomplete or illegible. Our facsimile numbers are (216) 241-1666 and (216) 241-5147.

**As specified in the OG of 28 October 2003, facsimile correspondence for Response to Notice to File Missing Parts is to be directed to fax number 703-746-4060 for OIPE. Attached are the Response, copy of the Notice, signed Declaration, Request for Extension of Time, and authorization to charge fees to our Deposit Account.**

The documents accompanying this facsimile transmission include information from the firm of Fay, Sharpe, Fagan, Minnich & McKee, LLP that might be legally privileged and/or confidential. The information is intended for the use of only the individual or entity named on this cover sheet. If you are not the intended recipient, any disclosure, copying, or distribution of these documents, or the taking of any action based on the contents of this transmission, is prohibited. If you have received this transmission in error, these documents should be returned to this firm as soon as possible, and we ask that you notify us immediately by telephone so we can arrange for their return to us without cost to you.

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/691,446	10/22/2003	Stephen T. Cook	DSGZ 2 00026

CONFIRMATION NO. 8097

## FORMALITIES LETTER



\*OC000000011751147\*

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP  
7th Floor  
1100 Superior Avenue  
Cleveland, OH 44114-2516

Date Mailed: 01/23/2004



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$43 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$493 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

07/23/2004 CNGUYEN 00000108 060308 10691446

01 FC:2001 385.00 DA  
02 FC:2051 65.00 DA03 FC:2201 43.00 DA  
PAGE 2/3 \* RCVD AT 7/22/2004 11:12:37 AM [Eastern Daylight Time] \* SVR:USPTO-EFXXRF-2/1 \* DNIS:7464060 \* CSID: \* DURATION (mm-ss):02-08

07/23/2004 CNGUYEN 00000108 10691446

01 FC:2001 385.00 DA  
02 FC:2051 65.00 DA  
03 FC:2201 43.00 DA

- Total additional claim fee(s) for this application is \$43
  - \$43 for 1 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

AG  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE